



7-6-04

JFW

Express Mail No. **EV333997176US****RESPONSE TO RESTRICTION  
REQUIREMENT**

Address to:  
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Attorney Docket (Confirmation No.)	UCAL-286 4027
First Named Inventor	J.D. Murray
Application Number	10/663,454
Filing Date	September 15, 2003
Group Art Unit	1632
Examiner Name	N.L. Alonzo
Title:	<i>Stearoyl CoA desaturase transgenic non-human animals</i>

Sir:

This is in response to the Restriction Requirement dated June 4, 2004. The Restriction Requirement set forth a one-month time period for response, making a response due on or before July 4, 2004. Accordingly, this response is timely filed.

**I. REMARKS**

In the Restriction Requirement, the Examiner required election of one of the following groups of claims:

- Group I: (claims 1-8 and 13-21); drawn to a transgenic non-human animal and methods of making the animal;
- Group II: (claims 9-12); drawn to an expression cassette comprising a coding sequence for a stearoyl-CoA desaturase linked to a tissue-specific promoter;
- Group III: (claims 22, 23, 24, and 27-30); drawn to a food product harvested or processed from a non-transgenic animal, where the food product is milk;
- Group IV: (claims 22, 23, 25, and 27-30); drawn to a food product harvested or processed from a non-transgenic animal, where the food product is meat; and
- Group V: (claims 22, 23, 26, and 27-30); drawn to a food product harvested or processed from a non-transgenic animal, where the food product is an egg.

Applicants hereby elect to prosecute the claims of Group I (claims 1-8 and 13-21), without traverse. Applicants expressly reserve the right under 35 USC §121 to file one or more divisional applications directed to the non-elected subject matter during the pendency of this application.



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PTO/SB/21 (05-03)

Approved for use through 04/30/2003. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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<b>TRANSMITTAL FORM</b>  (to be used for all correspondence after initial filing)		Application Number	10/663,454
		Filing Date	September 15, 2003
		First Named Inventor	MURRAY, JAMES D.
		Group Art Unit	1632
		Examiner Name	ALONZO, NORMA LYN
Total Number of Pages in This Submission		Attorney Docket Number	UCAL-286
<b>ENCLOSURES (check all that apply)</b>			
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment / Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Documents <input type="checkbox"/> Response to Missing Parts/ Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53		<input type="checkbox"/> Assignment Papers (for an Application) <input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s)  Remarks	
<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): 1) Response to Restriction Requirement (2 pgs.) 2) Return Postcard			
<b>SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT</b>			
Signing Attorney/Agent (Reg. No.)	PAULA A. BORDEN, 42,344 BOZICEVIC, FIELD & FRANCIS LLP		
Signature			
Date	July 1, 2004		

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This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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